

PATENT APPLICATION TRANSMITTAL LETTER
(Small Entity)

Docket No.
XO401A

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith for filing under 35 U.S.C. 111 and 37 C.F.R. 1.53 is the patent application of:

XYBERNAUT CORPORATION

For: **PORTABLE COMMUNICATION SYSTEM**

Enclosed are:

- ☒ Certificate of Mailing with Express Mail Mailing Label No.
- ☒ 1 sheets of drawings.
- ☐ A certified copy of a application.
- ☒ Declaration ☒ Signed. ☐ Unsigned.
- ☒ Power of Attorney
- ☐ Information Disclosure Statement
- ☐ Preliminary Amendment
- ☒ ✓ Verified Statement(s) to Establish Small Entity Status Under 37 C.F.R. 1.9 and 1.27.
- ☒ Other: Assignment, Recordation Cover Sheet, 2 checks: filing fee, recording of assignment fee (\$40.00)

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	14	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	2	- 3 =	0	x \$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$385.00
TOTAL FILING FEE					\$385.00

- ☒ A check in the amount of **\$385.00** to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **18-0080** as described below.
 - ☐ Charge the amount of as filing fee.
 - ☐ Credit any overpayment.
 - ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
 - ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: **FEBRUARY 23, 2004**


Signature

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CC:

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)Applicant(s): **XYBERNAUT CORPORATION**

Docket No.

X0401A

Serial No.

Filing Date

Examiner

Group Art Unit

Invention: **PORTABLE COMMUNICATION SYSTEM**

I hereby certify that the following correspondence:

NEW APPLICATION, DRAWING AND ACCOMPANYING FILING DOCUMENTS*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

FEBRUARY 23, 2004*(Date)***JAMES J. RALABATE***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***EV 394762395 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**